IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CASE NO.: **CWP No.4238 of 2007**

DATE OF DECISION: August 6, 2007

CHANDER MOHAN & ORS. ...PETITIONERS

VERSUS

STATE OF HARYANA & ORS. ...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA.**
**HON'BLE MR. JUSTICE T.P.S. MANN.**

PRESENT: NONE FOR THE PETITIONERS.
MR. HARISH RATHEE, SR.DAG, HARYANA.

**ASHUTOSH MOHUNTA, J. (ORAL)**

The petitioners have prayed for quashing the action of the respondents in sub-dividing and sub-grouping the members of the Scheduled Castes, Backward Classes and Ex-servicemen being violative of the judgement of Hon'ble Supreme Court in *E.V. Chinnaiah & Others* vs. *State of Andhra Pradesh*, reported as 2005(1) SCC 394 by which sub-grouping, sub-division of reserved categories have been declared invalid.

Mr. Harish Rathee, Sr. DAG, Haryana has submitted that the State Government on reconsideration of the matter has decided to withdraw the instructions bearing No.22/55/90-3GS-III dated 9.11.1994, subject to the final decision of the Hon'ble Supreme Court in the Special Leave Petition CC No.1789 of 2007, *State of Haryana* Vs. *Gajay Singh Muwal*.

As a result of the aforementioned withdrawal of the instructions, it is submitted that there shall be no categorization of the

Scheduled Castes into A and B blocks. The vacancies meant for direct recruitment to reserved category of Scheduled Castes will be notified to the recruiting agencies without categorization of Scheduled Caste in A & B Blocks.

In view of the statement made by learned counsel for the State, this writ petition has been rendered infructuous and the same is disposed of as such.

**(ASHUTOSH MOHUNTA)**
**JUDGE**

August 6, 2007
Gulati

**(T.P.S. MANN)**
**JUDGE**